

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: NEW ENGLAND COMPOUNDING
PHARMACY, INC. PRODUCTS LIABILITY
LITIGATION

MDL No. 1:13-md-02419

THIS DOCUMENT RELATES TO:

Hon. F. Dennis Saylor, IV

All Actions.

**NOTICE OF AGREEMENT REGARDING DEFENDANT LIBERTY
INDUSTRIES, INC.'s MOTION FOR ORDER TO DISCLOSE (DKT. NO. 744)**

The Plaintiffs' Steering Committee ("PSC") hereby respectfully gives this Court notice that the PSC and Defendant Liberty Industries, Inc. ("Liberty") have agreed to negotiate a process by which Liberty may gain access to certain documents for mediation purposes that are currently within the PSC's document repository. As such, the parties agree that Liberty's Motion for Order to Disclose (Dkt. No. 744) be tabled until such time as the issues presented in the motion have been resolved, or assistance from the Court becomes necessary.

WHEREFORE, in view of the parties' negotiations, the PSC and Liberty request that this Court adjourn without date the requirement that the PSC reply to Liberty's Motion for Order to Disclose. If the parties are unable to reach an accord, Liberty reserves the right to renew its motion upon proper notice to the Court

Dated: January 21, 2014

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CERTIFICATE OF SERVICE

I, Marc E. Lipton, hereby certify that I caused a copy of the above Notice of Agreement Regarding Defendant Liberty Industries, Inc.'s Motion for Order to Disclose to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: January 21, 2014

/s/ Marc E. Lipton
Marc E. Lipton